

SINGLE BENCH

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION NO. 5614 OF 2006

(S)

PETITIONER :

P.R. No. 5633/06
Presented by S.P. Karre
dated 10/10/06

Dr. P. K. Mishra (Dr. Prakash Mishra), S/o Late Shri V. D. Mishra, Aged about 48 years, Medical Officer, District Hospital, Raigarh (Chhattisgarh).

Versus

RESPONDENTS :

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1. State of Chhattisgarh through the Secretary, Department of Health and Family Welfare, Mantralaya, D.K.S. Bhawan, Raipur (Chhattisgarh)
2. The Director, Directorate of Health Services Chhattisgarh, Mantralaya Complex, Raipur (CG)
3. Public Service Commission through its Secretary, Shankar Nagar, Raipur (Chhattisgarh)

WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR.

CHHATTISGARH.

SINGLE BENCH : HON'BLE SHRI SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) NO. 5614 OF 2006.

PETITIONER : Dr. P.K. Mishra

Vs.

RESPONDENTS: State of Chhattisgarh and others.

Present : Shri P.S. Koshy, learned counsel for the petitioner.
Shri Sumesh Bajaj, learned G.A. for respondents 1 & 2.

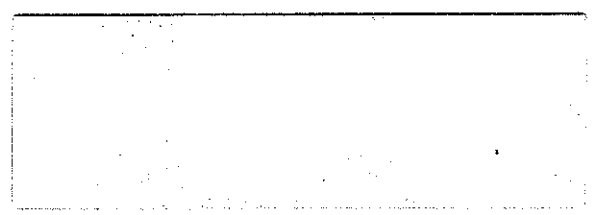
ORAL ORDER

(Passed on 13th October, 2006)

Learned counsel for the petitioner submits that by mistake he has been shown in the provisional gradation list, showing the position as on 01.04.2005 as emergency recruited Medical Officer. In the gradation list dated 07.02.2003 (Annexure-P/2) the petitioner has been shown as regular Medical Officer at Sl. No.664.

(2) Shri P.S. Koshy, learned counsel submits that the DPC is going to take steps for considering similarly situated other officers for promotion to the next higher post. Shri Sumesh Bajaj, learned Govt. Advocate appearing for respondents No. 1 and 2 submits that this matter may be disposed of with a direction to consider the representation of the petitioner, in accordance with law.

(3) In view of the submission made by learned State Counsel, this petition is disposed of with the direction that the respondents may consider the representation dated 04.10.2006 (Annexure-P/4) in accordance with law, before holding the DPC for considering similarly



situated officers for promotion on the next higher post. No order as to cost.

Sd/-
Satish K. Agnihotri
Judge

Bini